

UNITED STATES OF AMERICA,

v.

FARSHIEN BAGHALZADEH,

Defendant.

PETITION OF M. HASSAN)
BAGHALZADEH)

Rule 17(c)(2) is a rule of civil procedure related to the appointment of guardians in actions brought by minors or incompetent persons. This is a criminal forfeiture proceeding governed by Federal Rule of Criminal Procedure 32.2. Although Rule 32.2(c) on ancillary proceedings provides that the Court may allow the parties to conduct discovery and engage in summary judgment motions practice in accordance with the Rules of Civil Procedure, it does not incorporate any other provisions of the Rules of Civil Procedure. Rule 32.2(c) does not incorporate Rule 17 related to

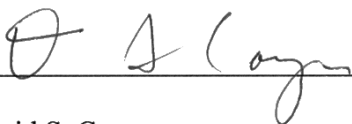
guardians. Therefore, the Court finds that there is no legal authority for appointment of a guardian ad litem in this matter and DENIES the Motion.

The Court recognizes that the Government may seek more information regarding Petitioner's medical condition and therefore directs Petitioner to execute releases to his medical providers giving the Government access to relevant medical records.

The Clerk is directed to send copies of this Order to counsel for the parties, the Petitioner, and to the Honorable Robert J. Conrad, Jr.

SO ORDERED.

Signed: January 3, 2018



David S. Cayer
United States Magistrate Judge

